THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.16196 OF 1995

Date: 17-3-2006

Between:

Mediboyina Tulasi Das ….. Petitioner

And

1. The Personnel Officer,

APSRTC, Srikakulam ….. Respondents

And 3 others

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.16196 OF 1995

ORAL ORDER:

Questioning the office order dated 14.7.1995, whereunder certain conductors including the petitioner herein were directed to be relieved and asked to report at the respective depots, the present writ petition is filed.

Petitioner would contend that he is attached to depots 1 and 2 at Srikakulam, that during the slack season, some of the employees of Srikakulam depots on being found surplus were transferred to other depots. They are said to have protested to such transfers contending that there were other conductors who had stayed longer than them at Srikakulam and excluding those long standing conductors, from transfer was illegal and, they could not alone be picked up for being transferred.

Petitioner would allege that yielding to these protests, the respondents issued the proceedings dated 14.7.1995 (wrongly typed as 7.7.1995) transferring 5 conductors to Palasa, Tekkali and Palakonda, other than those who had been earlier transferred by proceedings dated 3.7.1995.

Respondents, in their counter affidavit, would state that transfers are effected based on slack and peak seasons every year and that during the peak season, employees from other depots are brought into the depots where there is greater demand for vehicles and conductors, and during the slack season, employees are transferred to other depots.

This Court initially granted interim suspension of the orders of transfer and extended it periodically. However, no extension was granted after 1995. Ten years have elapsed since then and since these periodical transfers, based on slack and peak season each year, would have undoubtedly resulted in the petitioner being posted at Srikakulam Depot and elsewhere, subsequent to the filing of the writ petition, the cause in the writ petition, does not survive.

The writ petition is accordingly dismissed. No costs.

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17-03-2006

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